

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 218 of 1996

STATE OF GUJARAT & ANR.

Versus

URBAN LAND TRIBUNAL & ANR.

CORAM : MR.JUSTICE A.N.DIVECHA

Date of decision: 13/03/96

ORAL ORDER

It transpires from the impugned appellate order at Annexure A to this petition that correct principles of law have been applied to the case on hand. The constructed property in existence prior to coming into force of the Urban Land (Ceiling and Regulation) Act, 1976 was rightly excluded from the holding of the deceased declarant in view of the binding ruling of the Supreme Court reported in AIR 1992 SC 1567. It thus becomes clear that the impugned appellate order at Annexure A to this petition suffers from no infirmity whatsoever.

2. Besides, the impugned appellate order was passed on 3rd August 1993. This petition has been filed nearly 2 1/2 years thereafter. The inordinate delay on the part of the petitioners has not come to be explained in a satisfactory manner. In that view of the matter also, this petition does not deserve to be entertained.

3. In view of my aforesaid discussion, this petition deserves to be and is hereby summarily rejected.

(A.N. Divecha, J.)